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Attorneys for Defendant
UNION PACIFIC RAILROAD COMPANY

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

VINCENT A. THOMAS,
Plaintiff,

v.

UNION PACIFIC RAILROAD COMPANY
and DOES 1-100,
Defendants.

Case No. CIV S-04-1007 FCD GGH

**REQUEST FOR DISMISSAL WITH
PREJUDICE, AND ORDER THEREON**

Pursuant to the settlement between the parties, they hereby stipulate through their undersigned counsel that this action be dismissed with prejudice, each side to bear its own costs and attorneys fees.

IT IS SO STIPULATED

Dated: July 25, 2005

McQUAID BEDFORD & VAN ZANDT, LLP

By: /s/Robert Zaletel
Robert L. Zaletel
Attorneys for Defendant
UNION PACIFIC RAILROAD COMPANY

1 IT IS SO STIPULATED.

2 Dated: July 27, 2005

LEO F. DONAHUE, INC.

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5 By: /s/ Leo F. Donahue
Leo F. Donahue
6 Attorneys for Plaintiff
VINCENT A. THOMAS
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9 **ORDER**

10 Pursuant to the stipulation of the parties, the action is hereby dismissed with prejudice.

11 DATED: August 3, 2005.

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13 /s/ Frank C. Damrell Jr.
14 Honorable Frank C. Damrell, Jr.
US District Judge
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